EXHIBIT 16

UNREDACTED VERSION
OF DOCUMENT
SOUGHT TO BE SEALED

EXHIBIT 16

1   UNITED STATES DISTRICT COURT

2   NORTHERN DISTRICT OF CALIFORNIA

3   SAN FRANCISCO DIVISION

4   --oOo--

5   WAYMO LLC,

6   Plaintiff,

                                    Case

7   vs.   No. 3:17-cv-00939-WHA

8   UBER TECHNOLOGIES, INC.;

      OTTOMOTTO LLC; OTTO TRUCKING LLC,

9

                     Defendants.

10   _____/

11

12   HIGHLY CONFIDENTIAL - ATTORNEYS' EYES ONLY

13

14   VIDEOTAPED DEPOSITION OF ALEXANDER (SASHA) ZBROZEK

15   VOLUME II

16   WEDNESDAY, SEPTEMBER 6, 2017

17

18

19

20   Reported by:

21   Anrae Wimberley

22   CSR No. 7778

23   Job No. 2693569

24

25   Pages 178 - 317

HIGHLY CONFIDENTIAL - ATTORNEYS EYES ONLY

1	Q. Next bullet point says, "Since these are	16:47:29
2	arbitrary passwords, feel no guilt in saving your	16:47:34
3	password when prompted."	16:47:35
4	What did you mean when you wrote that?	16:47:38
5	A. Yeah, so when you sign -- or when you are	16:47:41
6	checking out a repository with Tortoise, you are	16:47:44
7	presented with a credential box with user name and	16:47:48
8	password. And there's a check box underneath to save	16:47:52
9	this for future transactions. And we wanted to make	16:47:56
10	sure that folks would not feel bad about ticking that	16:48:00
11	box. Because the whole reason that we were using	16:48:03
12	arbitrary passwords was to enable ticking that box.	16:48:08
13	Q. Next sentence, you said, "Let me know if	16:48:11
14	there are any gremlins."	16:48:12
15	What did you mean by that?	16:48:13
16	A. This was a new service that was not well	16:48:16
17	tested, and we wanted to know if people were having	16:48:20
18	problems, were requests timing out, were transactions	16:48:24
19	not going through, any number of little issues.	16:48:28
20	Q. Did you hear of any issues?	16:48:34
21	A. I don't remember, but I don't think anyone	16:48:36
22	had problems.	16:48:38
23	MR. CHATTERJEE: Let's mark this as --	16:48:44
24	What is it, 2226?	16:48:46
25	THE REPORTER: Yes.	16:48:48

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1	(Defendants' Exhibit 2226 was marked.)	16:49:02
2	BY MR. CHATTERJEE:	16:49:02
3	Q. Mr. Zbrozek, I've handed you a document dated	16:49:05
4	March -- it's an e-mail from you to Anthony	16:49:08
5	Levandowski dated 18 March 2015 at 4:00 -- well,	16:49:13
6	16:16:14.	16:49:15
7	Do you see that?	16:49:16
8	A. Yes.	16:49:17
9	Q. Do you know what this is?	16:49:20
10	A. This looks like a randomly generated	16:49:24
11	password.	16:49:25
12	Q. If you look at the timing of this compared to	16:49:28
13	the exhibit that we just talked about, it was sent	16:49:33
14	about 10 minutes -- a little less than 10 minutes	16:49:36
15	afterwards.	16:49:37
16	Do you see that?	16:49:37
17	A. I do.	16:49:39
18	Q. Do you know if you were sending	16:49:43
19	Mr. Levandowski a password to use the SVN server on	16:49:48
20	18th of March 2015?	16:49:50
21	MR. BAKER: Objection to form.	16:49:53
22	THE WITNESS: I don't remember, but that seems	16:49:55
23	likely.	16:49:56
24	BY MR. CHATTERJEE:	16:49:56
25	Q. And why would you be sending him a password	16:49:58

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1	to the SVN server if he wasn't using it?	16:50:02
2	MR. BAKER: Same objection.	16:50:05
3	THE WITNESS: The way that this was -- let me	16:50:10
4	rephrase.	16:50:11
5	I was going down the list of people who had	16:50:15
6	been granted access as part of ▇▇▇▇▇▇ and	16:50:20
7	migrating all of the accounts. So this means that he	16:50:23
8	would have been on the access control list for the	16:50:25
9	previous service.	16:50:27
10	BY MR. CHATTERJEE:	16:50:27
11	Q. So he was on the access control list for	16:50:29
12	▇▇▇▇▇▇; right?	16:50:32
13	A. For our repository hosted there.	16:50:36
14	Q. He was also put on the access control list	16:50:38
15	for the new SVN repository; right?	16:50:41
16	A. That's right.	16:50:42
17	Q. And you gave him a password for it; right?	16:50:44
18	A. Clearly.	16:50:46
19	Q. Did you do anything to understand whether or	16:50:49
20	not people had actually been using the ▇▇▇▇▇▇	16:50:54
21	repository?	16:50:56
22	A. I don't remember.	16:50:57
23	Q. Were you or anyone else you know of trying to	16:51:03
24	monitor the usage of the system to determine whether	16:51:09
25	someone should be on or off the access control list?	16:51:13

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1   FEDERAL CERTIFICATE OF DEPOSITION OFFICER

2   I, ANRAE WIMBERLEY, CSR NO. 7778, do hereby declare:

3   That, prior to being examined, the witness named in the foregoing deposition was by me duly sworn

4 pursuant to Section 30(f)(1) of the Federal Rules of Civil Procedure and the deposition is a true record of

5 the testimony given by the witness;

      That said deposition was taken down by me in

6 shorthand at the time and place therein named and thereafter reduced to text under my direction;

7   -----   That the witness was requested to

8 review the transcript and make any changes to the transcript as a result of that review pursuant to

9 Section 30(e) of the Federal Rules of Civil Procedure;

     -----   No changes have been provided by the

10 witness during the period allowed;

11   -----   The changes made by the witness are

12 appended to the transcript;

     --X---   No request was made that the transcript

13 be reviewed pursuant to Section 30(e) of the Federal

14 Rules of Civil Procedure.

      I further declare that I have no interest in the

15 event of the action.

16   I declare under penalty of perjury under the laws

17 of the United States of America that the foregoing is true and correct.

18   WITNESS my hand this 7th day of September, 2017.

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25   ANRAE WIMBERLEY, CSR NO. 7778